IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

Criminal Appeal No. 497 of 2003

The State of Maharashtra .. Appellant
V/s.
Ambadas Ladaku Satvi .. Respondent

Mr. A.M. Shringarpure, APP. for the Appellant.
Mr. R.C. Makhija, for the Respondent.

CORAM : V.M. KANADE, J.
DATED : 09.09.2004.

P.C.:-

1. Heard the learned APP. appearing on behalf of the State and the learned counsel on behalf of the Respondent. This Appeal against Acquittal is preferred against a judgment and order dated 16.8.2002 passed by the Judicial Magistrate First Class, Vasai.

2. The accused was charged for having committed an offence under section 354, 323, 352, 504 and 506 of the Indian Penal Code. The prosecution in order to prove the said charge, examined 6 witnesses. The medical evidence which has been adduced by the prosecution, shows that there are no injuries on the person of the complainant. The Court held that there was a political rivalry and enmity between the complainant and accused. The Trial Court has come to the conclusion that the statement of the other witnesses can not be relied upon, as they were party workers. The Trial Court observed that the accused was working for the rival sangthana. Apart from that the Trial Court observed that so far as the act of outraging the modesty of the

complainant is concerned, no other witness has

corroborated the testimony of the witness on that aspect. In my view, the view taken by the Trial Court is a possible view. Leave refused. Appeal rejected.

3. Parties be given an ordinary copy of the order, duly authenticated by the Sheristedar/Court Stenographer.

(V.M. KANADE, J.)